



Department of Defense INSTRUCTION

NUMBER 4161.2

September 26, 1997

USD(A&T)

SUBJECT: Management, Control and Disposal of Government Property in the Possession of Contractors

- References:
- (a) DoD Instruction 4161.2, "Acquisition, Management and Disposal of Government-Owned Contract Property," December 31, 1991 (hereby canceled)
 - (b) DoD 4161.2-M, "Manual for the Performance of Contract Property Administration," authorized by this Instruction
 - (c) DoD 5025.1-M, "DoD Directives System Procedures," August 1994, authorized by DoD Directive 5025.1, June 24, 1994
 - (d) Federal Acquisition Regulation (FAR), Part 45, "Government Property," current edition
 - (e) Defense FAR Supplement (DFARS), Part 245, "Government Property," current edition

1. REISSUANCE AND PURPOSE

This Instruction:

- 1.1. Reissues reference (a) to implement policy, update responsibilities and prescribe procedures.
- 1.2. Authorizes the continued publication of reference (b), consistent with reference (c), to provide guidance and procedures for the management, control and disposal of government property in the possession of contractors.

2. APPLICABILITY

This Instruction applies to the Office of the Secretary of Defense, the Military

Departments, the Defense Agencies, and the DoD Field Activities (hereafter referred to as “the DoD Components”).

3. POLICY

It is DoD policy that contractors ordinarily shall be required to furnish all property necessary to perform government contracts under reference (d). Property may be furnished to contractors only under the circumstances described in the FAR (reference (d)) and the DFARS (reference(e)), and only for performance of a specific contract or contracts.

4. RESPONSIBILITIES

4.1. The Director, Defense Logistics Agency shall ensure that the Commander, Defense Contract Management Command develops, publishes, and maintains DoD 4161.2-M (reference (b)).

4.2. The Director of Defense Procurement shall ensure that reference (b) is consistent with references (d) and (e), and current DoD management initiatives.


4.3. The Secretaries of the Military Departments and the Heads of the Other DoD Components shall assist in the development of reference (b), and ensure compliance with the government property policies and procedures in references (d), (e) and (b).

5. PROCEDURES

The DoD Components shall implement the policies and procedures in references (d), (e) and (b) in a manner that will improve the management, control, and disposal of government property in the possession of contractors.

6. EFFECTIVE DATE

This Instruction is effective immediately.

A handwritten signature in black ink, appearing to read "R. Noel Longuemare", followed by a dashed line.

R. Noel Longuemare
Acting Under Secretary of Defense
for Acquisition and Technology